

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF INDIANA  
SOUTH BEND DIVISION**

EVANSTON INSURANCE COMPANY,      )  
  )  
Plaintiff,                          )  
  )  
v.                                  )  
  )      Cause No. 3:22-cv-00642  
ZIMMER BIOMET HOLDINGS, INC.,    )  
BIOMET INC., RACHEL TORRES,     )  
KYLE KAVEH KADIVI, and            )  
CHESTER WAYNE CARMACK,         )  
  )  
Defendants.                        )

**NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P. 41(a)(1)(A)(i)**

Pursuant to F.R.C.P. 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, the Plaintiff, Evanston Insurance Company through its counsel Tressler LLP, hereby give notice that the above captioned action is voluntarily dismissed, without prejudice against Zimmer Biomet Holdings, Inc., Biomet Inc., Rachel Torres, Kyle Kaveh Kadivi and Chester Wayne Carmack.

Date: September 8, 2022

Respectfully submitted,

EVANSTON INSURANCE COMPANY

By: Danita L. Davis

One of its attorneys

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